

Ford
Signature of Sponsor

AMEND Senate Bill No. 281*

House Bill No. 230

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 6, Part 2, is amended by adding the following as a new section:

Section 63-6-238.

(a) No physician shall perform cosmetic surgery on an unemancipated minor unless such physician or such physician's agent first obtains the written consent of one (1) parent or the legal guardian of the minor. The consent shall be signed.

(b) For purposes of this section, "cosmetic surgery" means surgery that is performed to alter or reshape normal structures of the body in order to improve appearance.

(c) Any physician who intentionally performs cosmetic surgery with knowledge that, or with reckless disregard as to whether, the person upon whom the cosmetic surgery is to be performed is an unemancipated minor is subject to discipline pursuant to § 63-6-214.

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 9, is amended by adding the following as a new section:

Section 63-9-117.

(a) No osteopathic physician shall perform cosmetic surgery on an unemancipated minor unless such osteopathic physician or such osteopathic physician's agent first obtains the written consent of one (1) parent or the legal guardian of the minor. The consent shall be signed.

(b) For purposes of this section, "cosmetic surgery" means surgery that is performed to alter or reshape normal structures of the body in order to improve appearance.

(c) Any osteopathic physician who intentionally performs cosmetic surgery with knowledge that, or with reckless disregard as to whether, the person upon whom the cosmetic surgery is to be performed is an unemancipated minor is subject to discipline pursuant to § 63-9-111.

SECTION 3. Tennessee Code Annotated, Section 63-6-214(b), is amended by deleting the word "and" at the end of subdivision (21); by deleting the period at the end of subdivision (22) and substituting instead a semi-colon and the word "and"; and by adding the following language as a new subdivision to be designated as follows:

(23) Intentionally performing cosmetic surgery with knowledge that, or with reckless disregard as to whether, the person upon whom the cosmetic surgery is to be performed is an unemancipated minor;

SECTION 4. Tennessee Code Annotated, Section 63-9-111(b), is amended by deleting the word "and" at the end of subdivision (21); by deleting the period at the end of subdivision (22) and substituting instead a semi-colon and the word "and"; and by adding the following language as a new subdivision to be designated as follows:

(23) Intentionally performing cosmetic surgery with knowledge that, or with reckless disregard as to whether, the person upon whom the cosmetic surgery is to be performed is an unemancipated minor;

SECTION 5. This act shall take effect July, 1, 2005, the public welfare requiring it.